

IN THE FRANKLIN COUNTY MUNICIPAL COURT
ENVIRONMENTAL DIVISION
COLUMBUS, OHIO

2017 JUN 20 PM 12:38

FRANKLIN COUNTY
MUNICIPAL COURT
CLERK'S OFFICE

State ex rel. Columbus City Attorney	:	
Richard C. Pfeiffer, Jr.	:	Case No: 2017 EVH 60423
	:	
Relator-Plaintiff,	:	Judge Daniel R. Hawkins
	:	
v.	:	Parcel No. 010-084534-00
	:	
Josephine B. Gjessing, et al.,	:	
	:	
Respondents-Defendants.	:	

PRELIMINARY INJUNCTION ORDER

This matter came before the Court on June 20, 2017 on Relator-Plaintiff's request for a preliminary injunction in the Complaint for Preliminary and Permanent Injunctive Relief. All parties have been properly served. For purposes of the preliminary injunction order, the Court finds that the Respondent-Defendant Josephine B. Gjessing is the record owner of the property located at 519 E. Beaumont Road in Columbus, Ohio, Parcel No. 010-084534 (hereinafter "the Premises").

Pursuant to Ohio Civil Rule 65(B), and R.C. 3767.04(B), this Court hereby enters this preliminary injunction order. The Court finds that Relator-Plaintiff has made a preliminary showing that criminal drug activity at 519 E. Beaumont Road in Columbus, Ohio, 43214, pose a threat of immediate and irreparable harm to any occupants and the surrounding community.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED THAT:

The Relator-Plaintiff has established by clear and convincing evidence that the illegal activity occurring at the Premises located at 519 E. Beaumont Road in Columbus, Ohio, 43214, poses a threat of irreparable harm to the community and that the property is a nuisance *per se* as

defined in R.C. § 3767.01, R.C. § 3767.12, C.C.C. § 4703, C.C.C. § 703.17, C.C.C. § 4501.275.

It is the further **ORDER** of this Court that all remaining occupants of 519 E. Beaumont Road, Columbus, Ohio, 43214 may be forcibly removed from the premises and detained by law enforcement during the pendency of this case. Furthermore, the Premises shall be closed, padlocked, boarded or secured as deemed necessary by the Chief of the Columbus Police Department or his or her designee(s) against its use, and that Respondents-Defendants and all other persons be restrained from removing or in any manner interfering with the personal property and contents of the Premises until a final decision is rendered.

The officer serving the restraining order forthwith shall make and return into Court an inventory of the personal property and contents situated in and used in conducting or maintaining the nuisance.

It is further **ORDERED** that only necessary personal property located on the Premises be removed by the occupants prior to closure and under the direction of the Columbus Division of Police. The Columbus Division of Police is authorized to inventory personal property located on the Premises; however, only items related to or in connection with the illegal conduct must be inventoried. The Columbus Division of Police may, however, remove and secure at an off-site location highly mobile and valuable property, including but not limited to such personal property as automobiles, cash, jewelry and electronic equipment which may be at risk of theft during the pendency of this ORDER.

It is further **ORDERED** that **this temporary restraining order shall apply to the parcel in its entirety. No person may enter or occupy any portion of 519 E. Beaumont Road. Any violation of this order,**

including mutilation of this order, is contempt of court, punishable as a first degree misdemeanor.

This case is continued for further hearing on the merits of Relator-Plaintiff's Complaint and request for Permanent Injunctive Relief on the 25th day of July, 2017 at 2:00 P.M. in courtroom 15B, located on the 15th floor of 375 S. High Street, Columbus, Ohio 43215. This Order shall remain in effect until otherwise ordered by this Court.

IT IS SO ORDERED.

6/20/17
DATE


JUDGE DANIEL R. HAWKINS